

### west virginia department of environmental protection

Office of Oil and Gas 601 57th Street, S.E. Charleston, WV 25304 (304) 926-0450 fax: (304) 926-0452

Harold D. Ward, Cabinet Secretary www.dep.wv.gov

Wednesday, July 16, 2025
WELL WORK PLUGGING PERMIT
Vertical Emergency Permit

UNKNOWN - DEP PAID PLUGGING CONTRACT 601 57TH STREET

CHARLESTON, WV 25304

Re: Permit approval for 1 47-039-02416-00-00

This well work permit is evidence of permission granted to perform the specified well work at the location described on the attached pages and located on the attached plat, subject to the provisions of Chapter 22 of the West Virginia Code of 1931, as amended, and all rules and regulations promulgated thereunder, and to any additional specific conditions and provisions outlined in the pages attached hereto. Notification shall be given by the operator to the Oil and Gas Inspector at least 24 hours prior to the construction of roads, locations, and/or pits for any permitted work. In addition, the well operator shall notify the same inspector 24 hours before any actual well work is commenced and prior to running and cementing casing. Spills or emergency discharges must be promptly reported by the operator to 1-800-642-3074 and to the Oil and Gas Inspector.

Upon completion of the plugging well work, the above named operator will reclaim the site according to the provisions of WV Code 22-6-30. Please be advised that form WR-38, Affidavit of Plugging and Filling Well, is to be submitted to this office within 90 days of completion of permitted well work, as should form WR-34 Discharge Monitoring Report within 30 days of discharge of pits, if applicable. Failure to abide by all statutory and regulatory provisions governing all duties and operations hereunder may result in suspension or revocation of this permit and, in addition, may result in civil and/or criminal penalties being imposed upon the operators.

Per 35 CSR 4-5.2.g this permit will expire in two (2) years from the issue date unless permitted well work is commenced. If there are any questions, please feel free to contact me at (304) 926-0450.

James A. Martin

Chief

Operator's Well Number:

Farm Name: HAYNES, RICHARD I

U.S. WELL NUMBER: 47-039-02416-00-00 Vertical Emergency Permit

Date Issued: 7/16/2025

# PERMIT CONDITIONS

West Virginia Code §22-6-11 allows the Office of Oil and Gas to place specific conditions upon this permit. Permit conditions have the same effect as law. Failure to adhere to the specified permit conditions may result in enforcement action.

## **CONDITIONS**

- In the event of an accident or explosion causing loss of life or serious personal injury in or about the well or while working on the well, the well operator or its contractor shall give notice, stating the particulars of the accident or explosion, to the oil and gas inspector and the Chief within twenty-four (24) hours.
- 2. Well work activities shall not constitute a hazard to the safety of persons.
- 3. Notification shall be given by the operator to the Oil and Gas Inspector at least 24 hours prior to the construction of roads, locations and/or pits for any permitted work. In addition, the well operator shall notify the same inspector 24 hours before any actual well work is commenced and prior to running and cementing casing.

1) Date <b>July 10</b> , 20 <b>25</b>
2)Operator's
Well No. Haynes 1
3) API Well No. 47- 039 - 02416

# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION OFFICE OF OIL AND GAS

### APPLICATION FOR EMERGENCY PERMIT TO PLUG AND ABANDON USING STATE FUNDS

purp Va. resp	ose of mitigating an active emergency re Code § 22-6-6(g). This permit in no way	elated to an oil and gas well pursuant to W.  y alleviates the operator of record of any  . The responsible party may be subject to
4)		dd injection/ Waste disposal/ nderground storage) Deep/Shallow
5)	Location: Elevation 867' District Union	Watershed Martin Branch of Pocatalico River  County Kanawha Quadrangle Pocatalico
6)	Well Operator Address    Charleston, WV 25304	7) Designated Agent H. Jason Harmon  Address 601 57th St SE  Charleston, WV 25304
8)	Oil and Gas Inspector to be notified  Name Bryan Harris  Address	9)Plugging Contractor (if known):  Name TBD  Address

10) Justification for emergency plugging (provide additional supporting documentation as attachments):

On the evening of July 2, 2025, The Office of Oil and Gas (OOG) was notified of an oil leak seeping to the surface at 100 Sand Hill Mobile Home Park (MHP), Lot 17. On July 3, OOG staff and DHSEM staff visited the site and placed absorbent booms and pads around the leak. On July 7, 2025, these items were saturated and replaced with new ones. Also on July 7, OOG staff confirmed with a magnetometer the presence of metal below the surface of the oil leak spot, which corresponds to the location of a well with API No. 47-039-02416. This well was plugged in 1974 and American Energy Corp. is its operator. The landowner indicated that the monument for the plugged well was removed during development of the MHP. The well is approx. 20 feet from residences and has strong potential to spill into a nearby drain that leads to a creek. OOG has determined this well is an immediate threat to public health and safety and waters of the state.

Immediate action is required to address the spill by plugging the well, reclaiming the site, and possibly disposing of any contaminated materials. OOG staff have posted a Notice of Violation at the site and sent notification letters to the addresses on file for the operator. However, we suspect that the operator is no longer a viable company, and the well will soon be declared orphaned.

	ork Order: de attachm				he manner	of p	luggin	g thi	s well i	s as	follows	3
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See P	lugging Pr	oject: 47-	039-02410	6 Hayr	nes 1, belo	w						
Notific permitt	ation mu	st be g an comme	iven to	the	district	oil	and (	gas :	inspector	24	hours	before
Work or Date _	der appro _July 10,	ved by in	nspector	Bry	/an Harris				_			

# PLUGGING PROJECT 4703902416 Haynes 1

## Well detail:

nothing visible at surface. Monument has been removed. Oil at surface.

Well plugging records indicate:

No casing pulled according to affidavit.

cement plug
Gel 5726' - 5626'
cement plug
Gel 4477' - 4377'
Gel 4377' - 1992'
cement plug
Gel 1892' - 50'
cement plug 5726' - 5626'
4477' - 4377'
4377' - 1992'
1992' - 1892'
50' - surface

## Site-based considerations:

Well sits in a Trailer Park in Sissonville. 30' from nearest trailer. Mostly level area. No overhead obstructions. Gravel lot at edge of road.

## PLUGGING PROJECT 4703902416 Haynes 1

## V. REMEDIATION AND/OR PLUGGING WORK PLAN

Notify Inspector Specialist, Bryan Harris @ 304-553-6087. Notification is required 24 hrs prior to commencing plugging operations

- 1. Excavate down to find 13" and 8" casing.
- 2. Set cellar around well and extend casing to workable level.
- 3. Nipple up on 13" casing and rig up power swivel to clean well bore.
- 4. Clean well bore to 3500'.

All Cement is Class A/ Class L

- 5. Look for the top of 5" casing
- 6. Dress the top of 5" casing until open.
- 7. Enter the 5" casing with work string.
- 8. Clean well bore to 5626' or approved depth by project coordinator.
- 9. Run 6% gel followed by 100' cement plug.
- 10. Pull work string to top of 5" casing.
- 11. WOC, tag all cement plugs, reset if needed.
- 12. Set 100' cement plug @ 4400'.
- 13. 6% gel spacers between all cement plugs.
- 14. 50' inside 5" casing, set 100' cement plug. (casing cut)
- 15. @ 2800' set a 100' cement plug. (safety plug)
- 16. @ 2100' set 200' cement plug. (8" casing seat)
- 17. Bond log 8" casing, free point and pull any free casing.
- 18. Perf and squeeze cement into any voids in 8" casing. min 100' plugs.
- 19. @ 800' set a 100' cement plug. (elevation)
- 20. 50' inside 8" casing cut, set 100' cement plug.
- 21. Bond log 13" casing.
- 22. Perf any voids.
- 23. @ 400', cement to surface.
- 24. Set monument, 10' below grade and 3' above. min 6"OD.



## west virginia department of environmental protection

Office of Oil and Gas 601 57th Street, SE Charleston, WV 25304 Phone (304) 926-0450 Harold D. Ward, Cabinet Secretary dep.wv.gov

## BEFORE THE OFFICE OF OIL AND GAS DEPARTMENT OF ENVIRONMENTAL PROTECTION STATE OF WEST VIRGINIA

IN THE MATTER OF A VARIANCE FROM	)		
LEGISLATIVE RULE 35CSR4	)	ORDER NO.	2022-13
SECTION 14.1. AND LEGISLATIVE RULE	)		
35CSR8 SECTION 20.1,	)		
RELATING TO THE CEMENTING	)		
OF OIL AND GAS WELLS	)		

## REPORT OF THE OFFICE

In response to industry requests, the West Virginia Department of Environmental Protection, Office of Oil and Gas has reviewed the proposed use of American Petroleum Institute (API) Class L cement to be used in place of API Class A cement for well plugging.

## FINDINGS OF FACT

- 1. On July 28, 2022, Diversified Gas & Oil Co. (DGO) submitted a variance request from Legislative Rule 35CSR4 for the use of API Class L cement in place of API Class A cement, relating to the plugging of conventional wells.
- Laboratory analysis submitted by DGO on July 28, 2022, indicates API Class L cement is comparable to API Class A cement and thereby satisfies the requirements of the West Virginia Code.
- 3. Contemporaneously, the Chief of the Office of Oil and Gas also chose to consider a variance to Legislative Rule 35CSR8 Section 20.1., for the use of API Class L cement in place of API Class A cement, relating to the plugging of horizontal wells.

Promoting a healthy environment.

 On August 18, 2022, the Office of Oil and Gas provided public notice of acceptance of public comments on the variance consideration. During the 20-day public comment period, no comments were received.

### CONCLUSIONS OF LAW

Pursuant to Article 6 and Article 6A, Chapter 22 of the Code of West Virginia, the Office of Oil and Gas has jurisdiction over the subject matter, and the persons interested therein, and jurisdiction to promulgate the hereinafter prescribed Order.

Pursuant to Legislative Rule 35CSR4, Section 18 and Legislative Rule 35CSR8, Section 14, the Chief of the Office of Oil and Gas may grant a variance from any requirement of these rules.

## ORDER

It is ordered that the Class L cement product approved and monogramed by API is approved for use in place of API Class A cement for well plugging subject to the provisions of Legislative Rule 35CSR4 and Legislative Rule 35CSR8.

Dated this, the 13th day of September, 2022.

IN THE NAME OF THE STATE OF WEST VIRGINIA

OFFICE OF OIL AND GAS DEPARTMENT OF ENVIRONMENTAL PROTECTION OF THE STATE OF WEST VIRGINIA

James Martin, Chief Office of Oil and Gas



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OIL & GAS DIVISION STATE OF WEST VINGINIA

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OIL-AND GAS WELLS DIVISION

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# STATE OF WEST VIRGINIA DEPARTMENT OF MINES OIL & GAS DIVISION OIL AND GAS WELLS DIVISION DEPT. OF MINES



## AFFIDAVIT OF PLUGGING AND FILLING WELL

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WW-4A Revised 6-07

1)	Date:	July 10, 2025	
2)	Operator's	Well Number	
lay	nes 1		

3) API Well No.: 47 -

039 - 02416

# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE OF APPLICATION TO PLUG AND ABANDON A WELL

4)	Surface Own	ner(s) to be served:	5)	(a) Coal Operator	
	(a) Name	Haynes, Richard L.	~	Name	NA
	Address	2030 Martins Branch F		Address	
		Charleston, WV. 25312	2		
	(b) Name				ner(s) with Declaration
	Address			Name	
				Address	
	(c) Name			Name	
	Address			Address	
6)	Inspector	Bryan Harris		(c) Coal Les	see with Declaration
0)	Address	P.O.Box 157		Name	Na
	11441055	Volga, WV 26238		Address	
	Telephone	304-553-6087			
	5				
	Take notice accompanyi Protection, the Applica	that under Chapter 22-6 of t ng documents for a permit to with respect to the well at the	he West Virginia Coc plug and abandon a location described o mailed by registered	le, the undersigned well of well with the Chief of the on the attached Application or certified mail or del	operator proposes to file or has filed this Notice and Application and e Office of Oil and Gas, West Virginia Department of Environmental on and depicted on the attached Form WW-6. Copies of this Notice, ivered by hand to the person(s) named above (or by publication in
			Wall Operator	DEP Paid Plugging	Contract
~	OFFICIAL SE	AL SUIC	By:	Jason Harmon	Jason Harmon
	STATE OF WEST	VIRGINIA Z	Its:	601 57th St.	The state of the s
5):)	WV Department of Environment of Oil and G	ntal Protection, Office §	Address	Charleston, WV 25	804
N. C. S.	601 57th Street SE, Charl My Commission Expires F	enton, WV 25304 ebruary 15, 2028	7 Iddi Coo	Onanocion, 111 20	
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		sworn before me this	1	ay of July	2025 Notary Public
My	y Commission	Expires	3-15-29	8	

Oil and Gas Privacy Notice

The Office of Oil and Gas processes your personal information, such as name, address and phone number, as a part of our regulatory duties. Your personal information may be disclosed to other State agencies or third parties in the normal course of business or as needed to comply with statutory or regulatory requirements, including Freedom of Information Act requests. Our office will appropriately secure your personal information. If you have any questions about our use of your personal information, please contact DEP's Chief Privacy Officer at <a href="mailto:depprivacyoffier@wv.gov">depprivacyoffier@wv.gov</a>.

## SURFACE OWNER WAIVER

Operator's Well Number

Hay	nes	1
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## INSTRUCTIONS TO SURFACE OWNERS NAMED ON PAGE WW4-A

The well operator named on page WW-4A is applying for a permit from the State to plug and abandon a well. (Note: If the surface tract is owned by more than three persons, then these materials were served on you because your name appeared on the Sheriff's tax ticket on the land or because you actually occupy the surface tract. In either case, you may be the only owner who will actually receive these materials.) See Chapter 22 of the West Virginia Code. Well work permits are valid for 24 months. If you do not own any interest in the surface tract, please forward these materials to the true owner immediately if you know who it is. Also, please notify the well operator and the Office of Oil and Gas.

## NOTE: YOU ARE NOT REQUIRED TO FILE ANY COMMENT. WHERE TO FILE COMMENTS AND OBTAIN ADDITIONAL INFORMATION:

Chief, Office of Oil and Gas Department of Environmental Protection 601 57th St. SE Charleston, WV 25304 (304) 926-0450

Time Limits and methods for filing comments. The law requires these materials to be served on or before the date the operator files his Application. You have FIVE (5) DAYS after the filing date to file your comments. Comments must be filed in person or received in the mail by the Chief's office by the time stated above. You may call the Chief's office to be sure of the date. Check with your postmaster to ensure adequate delivery time or to arrange special expedited handling. If you have been contacted by the well operator and you have signed a "voluntary statement of no objection" to the planned work described in these materials, then the permit may be issued at any time.

Comments must be in writing. Your comments must include your name, address and telephone number. the well operator's name and well number and the approximate location of the proposed well site including district and county from the application. You may add other documents, such as sketches, maps or photographs to support your comments.

The Chief has the power to deny or condition a well work permit based on comments on the following grounds:

- 1) The proposed well work will constitute a hazard to the safety of persons.
- 2) The soil erosion and sediment control plan is not adequate or effective;
- 3) Damage would occur to publicly owned lands or resources;
- 4) The proposed well work fails to protect fresh water sources or supplies;
- 5) The applicant has committed a substantial violation of a previous permit or a substantial violation of one or more of the rules promulgated under Chapter 22, and has failed to abate or seek review of the violation...".

If you want a copy of the permit as it is issued or a copy of the order denying the permit, you should request a copy from the Chief.

## VOLUNTARY STATEMENT OF NO OBJECTION

I hereby state that I have read the instructions to surface owners and that I have received copies of a Notice and Application For A Permit To Plug And Abandon on Forms WW-4A and WW-4B, and a survey plat.

I further state that I have no objection to the planned work described in these materials, and I have no objection to a permit being issued on those materials.

Date 6-14-Tame

FOR EXECUTION BY A NATURAL PERSON

FOR EXECUTION BY A CORPORATION,

**DEP Paid Plugging Contract** 

Signature

Bryan Harris Inspector Specialist

Signature

API Number	47 -	039	_02416	
Operator's We		Havnes	1	

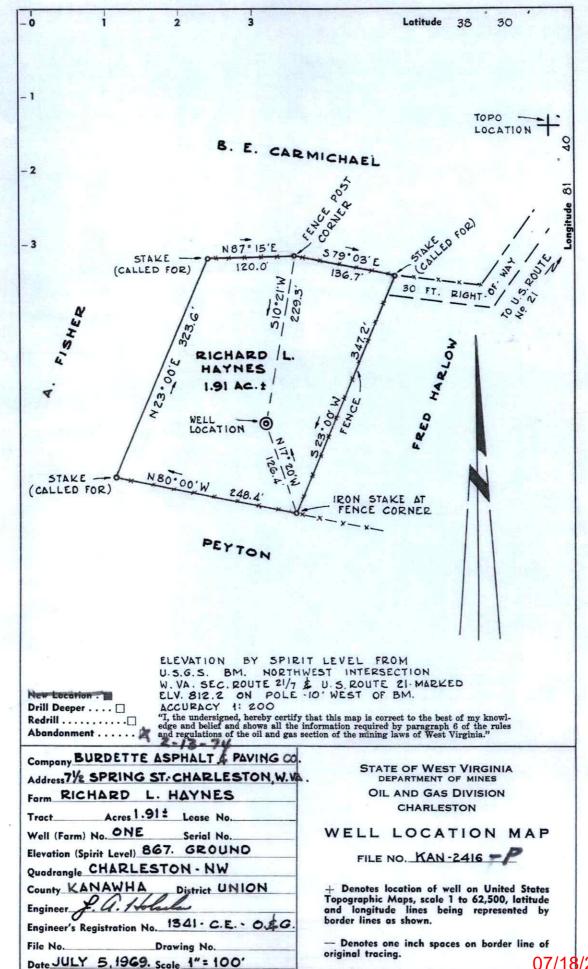
# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION OFFICE OF OIL AND GAS

FLUIDS/ CUTTINGS DISPOSAL & RECLAMATION PLAN

Operator Name DEP Paid Plugging Contract OP Code
Watershed (HUC 10) Martins Branch of Pocatalico River Quadrangle Pocatalico
Do you anticipate using more than 5,000 bbls of water to complete the proposed well work? Yes No
Will a pit be used? Yes No V
If so, please describe anticipated pit waste:
Will a synthetic liner be used in the pit? Yes No If so, what ml.?
Proposed Disposal Method For Treated Pit Wastes:
Land Application (if selected provide a completed form WW-9-GPP)
Underground Injection ( UIC Permit Number) Reuse (at API Number)
Off Site Disposal (Supply form WW-9 for disposal location)
Other (Explain
Will closed loop system be used? If so, describe: Na
Drilling medium anticipated for this well (vertical and horizontal)? Air, freshwater, oil based, etc. Na
-If oil based, what type? Synthetic, petroleum, etc. Na
Additives to be used in drilling medium? Na
Drill cuttings disposal method? Leave in pit, landfill, removed offsite, etc. Na
-If left in pit and plan to solidify what medium will be used? (cement, lime, sawdust) Na
-Landfill or offsite name/permit number? Na
Permittee shall provide written notice to the Office of Oil and Gas of any load of drill cuttings or associated waste rejected at any West Virginia solid waste facility. The notice shall be provided within 24 hours of rejection and the permittee shall also disclose where it was properly disposed.
I certify that I understand and agree to the terms and conditions of the GENERAL WATER POLLUTION PERMIT issued on April 1, 2016, by the Office of Oil and Gas of the West Virginia Department of Environmental Protection. I understand that the provisions of the permit are enforceable by law. Violations of any term or condition of the general permit and/or other applicable law or regulation can lead to enforcement action.  I certify under penalty of law that I have personally examined and am familiar with the information submitted on thi application form and all attachments thereto and that, based on my inquiry of those individuals immediately responsible for o btaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine or imprisonment.  Company Official Signature  Company Official (Typed Name)  Jason Harmon  Deputy Chief  Deputy Chief
Subscribed and sworn before me this 5 <sup>th</sup> day of July , 20 25  Notary Public
My commission expires $2-15-28$

ime 2 tons	Tons/acre or to correc	et to pH		
Fertilizer type 20-2	0-20			
Fertilizer amount 50	0 lbs	lbs/acre		
Mulch 2 tons		_Tons/acre		
		Seed Mixtures		
Temporary		Perm	Permanent	
Seed Type	lbs/acre	Seed Type  Meadow Mix	lbs/acre 50 lbs	
		Clover	5 lbs	
). If water from the p nd area in acres, of th	and proposed area for lantit will be land applied, properly land application area.  ed 7.5' topographic sheet	d application (unless engineered plans incluovide water volume, include dimensions (L	ading this info hav	
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ALLEN BLUEPRINT & SUPPLY CO.

07/18/2025



# West Virginia Department of Environmental Protection Office of Oil and Gas

## WELL LOCATION FORM: GPS

WELL LO	CATION FURNI: GPS	•
<sub>API:</sub> 4703902416	WELL NO.: \	Haynes 1
FARM NAME: Haynes,	Richard L.	
RESPONSIBLE PARTY NAME:	DEP Paid Pluggir	ng Contract
<sub>county:</sub> Kanawha	bistrict: Ur	nion
QUADRANGLE: Pocatali		
SURFACE OWNER: Hayne	es, Richard L.	
ROYALTY OWNER:		
UTM GPS NORTHING: 4 41	241	
UTM GPS EASTING: 42 59	036 GPS ELEVAT	TION: 867'
The Responsible Party named above preparing a new well location plat f above well. The Office of Oil and Othe following requirements:  1. Datum: NAD 1983, Zon height above mean sea le 2. Accuracy to Datum – 3.0 3. Data Collection Method Survey grade GPS : Post P.	For a plugging permit or assigned of as will not accept GPS coordinate:  17 North, Coordinate Units: mevel (MSL) – meters.  18 meters  19 meters	API number on the es that do not meet
<u> </u>	Fime Differential	
Mapping Grade GPS X: Pos	et Processed Differential	
Rea	al-Time Differential	
4. Letter size copy of the a I the undersigned, hereby certify this belief and shows all the information prescribed by the Office of Oil and	required by law and the regulation	knowledge and
Bryan Harris	Inspector Specialist	July 10, 2025
Signature	Title	Date



## Kennedy, James P < james.p.kennedy@wv.gov>

## plugging permit issued 4703902416

1 message

Kennedy, James P < james.p.kennedy@wv.gov> Wed, Jul 16, 2025 at 12:19 PM To: Henry J Harmon <a href="mailto:henry.j.harmon@wv.gov">henry J Harmon <a href="mailto:henry.j.harmon.j.harmo <terry.w.urban@wv.gov>, sallierobinson@kanawha.us

To whom it may concern, a plugging permit has been issued for 4703902416.

## James Kennedy

Environmental Resource Specialist III / Permitting

WVDEP Office of Oil and Gas

601 57<sup>th</sup> Street, SE

Charleston, WV 25304

304-926-0499 ext. 45025

james.p.kennedy@wv.gov



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